

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SHONECA DAVIS, DAWUD EUDELLE, JACLYN
PAGNOTTA, and DAVID POMALES, individually
and on behalf of all others similarly situated, and

08 Civ. 1859 (PKC)

KENNETH FINGERMAN,

ECF CASE

Plaintiffs,

- against -

ABERCROMBIE & FITCH CO., ABERCROMBIE &
FITCH STORES, INC., ABERCROMBIE & FITCH
TRADING CO., d/b/a Abercrombie and Fitch, Abercrombie,
and Hollister and Ruehl,

Defendants.
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Notice of Motion for Preliminary Certification Pursuant to the Fair Labor Standards Act, for
Court-Facilitated Notice to Similarly Situated Persons, and for Expedited Discovery

PLEASE TAKE NOTICE that, upon the Declaration of Debra L. Raskin, the exhibits annexed thereto, the Affirmations of Class Plaintiffs Shoneca Davis, Dawud Eudelle, Jaclyn Pagnotta, and David Pomaes, the exhibits annexed thereto, and the accompanying Memorandum of Law, and pursuant to the Fair Labor Standards Act ("FLSA"), 29 U.S.C. § 216(b), Class Plaintiffs Shoneca Davis, Dawud Eudelle, Jaclyn Pagnotta, and David Pomaes, will move the Court, at a date and time to be designated by the Court, for (1) for preliminary certification of their FLSA claims as a collective action; (2) for Court-facilitated notice of the FLSA overtime claims; and (3) for expedited discovery of names and contact information for potential collective action members.

Dated: New York, New York
July 8, 2008

VLADECK, WALDMAN, ELIAS &
ENGELHARD, P.C.

By: 

Debra L. Raskin (DR5431)

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